

**Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings of claims in the application:

**Listing of Claims:**

1                   1 (currently amended): A method of screening for the integration of a DNA  
2 construct into a target gene having expression in the same cell or tissue type as a promoter  
3 having restricted expression in a mouse, said method comprising:  
4                   (i)     transforming a mouse ES cell with a first DNA construct encoding a first  
5 indicator component under the control of ~~[[a]]~~ said promoter ~~having restricted expression in a~~  
6 ~~mouse~~;  
7                   (ii)    transforming the cell of (i) or a descendent of the cell by operably  
8 integrating into the cell's genome, a second DNA construct comprising DNA encoding a second  
9 indicator component not operably linked to a transcription control element;  
10                  (iii)   producing tissue or specialized cells from the cell of (ii); and  
11                  (iv)    monitoring the tissue or specialized cells of (iii) for a detectable indicator  
12 resulting from both the first and second indicator components indicative of integration of the  
13 second DNA construct into ~~[[a]]~~ said target gene ~~having restricted expression~~.

2 (canceled)

1                   3 (currently amended): The method of ~~claims~~ claim 1 wherein the first and  
2 second indicator components are inactive fragments or subunits of an enzyme which, when  
3 combined, provide an active enzyme detectable by its activity.

1                   4 (previously presented): The method of claim 1 wherein the first and second  
2 indicator components are independently detectable or selectable, and the detectable indicator is  
3 the presence of both indicator components in a cell.

1                   **5** (previously presented): The method of claim **1** wherein the first and second  
2 indicator components react in a sequence of reactions which result in a detectable indicator.

1                   **6** (currently amended): The method of claim **1** which additionally comprises  
2 isolating DNA endogenous to the mouse ES cell or descendent thereof which flanks the second  
3 DNA construct integrated into [[a]] said target gene ~~having restricted expression~~.

**7-8** (canceled)

1                   **9** (previously presented): A DNA construct comprising, in a 5' to 3' direction, a  
2 splice acceptor, a sequence encoding an inactive subunit or fragment of an enzyme and, an IRES  
3 wherein said sequence encoding the enzyme subunit or fragment is not operably linked to a  
4 transcription control element, and wherein said subunit or fragment is active when combined  
5 with a further subunit.

**10-11** (canceled)

1                   **12** (previously presented): The combination of:

2                   (i) a DNA construct for integration into the genome of an eukaryotic cell  
3 comprising a sequence encoding a first indicator component under the control of a promoter  
4 having restricted expression; and

5                   (ii) a DNA construct for integration into the genome of a eukaryotic cell,  
6 comprising in the 5' to 3' direction, a splice acceptor, a sequence encoding a second indicator  
7 component not operably linked to a transcription control element, and an optional IRES, wherein  
8 expression of both the first and second indicator components in said cell is detectable, and  
9 wherein if said first indicator component is an antibiotic resistance marker, said second indicator  
10 component is not an antibiotic resistance marker.

1                   **13** (previously presented): A mouse ES cell or descendent thereof, transformed  
2 by the combination of DNA constructs of claim **12**.

14 (canceled)

1           15 (previously presented): A DNA construct comprising, in a 5' to 3' direction, a  
2 splice acceptor and a sequence encoding an inactive alpha or omega fragment of  $\beta$ -galactosidase,  
3 wherein said sequence encoding the inactive alpha or omega fragment is not operably linked to a  
4 transcription control element and said fragment is active when combined with another fragment  
5 of  $\beta$ -galactosidase.

1           16 (currently amended): A method of screening for the integration of a DNA  
2 construct into a target gene having expression in the same cell or tissue type as a promoter  
3 having restricted expression in a mouse, said method comprising:

4           (i) transforming a mouse ES cell with a first DNA construct encoding a first  
5 indicator component linked to ~~[[a]]~~ said promoter ~~having restricted expression in a mouse,~~  
6 wherein DNA encoding the first indicator component is separated from said promoter by a  
7 sequence of DNA which prevents transcriptional control by said promoter over the DNA  
8 encoding the first indicator component;

9           (ii) transforming the cell of (i) or a descendent of the cell by operably integrating  
10 into the cell's genome, a second DNA construct comprising DNA encoding a second indicator  
11 component not operably linked to a transcription control element;

12           (iii) producing tissue or specialized cells of (ii); and

13           (iv) monitoring the tissue or specialized cells of (iii) for a detectable indicator  
14 resulting from both the first and second indicator components indicative of integration of the  
15 second DNA construct into ~~[[a]]~~ said target gene ~~having restricted expression,~~ wherein in the  
16 second DNA construct, the second indicator component is a recombinase capable of removing  
17 the sequence of DNA preventing transcriptional control in the first DNA construct; and,

18           wherein said monitoring is for cells in which the first indicator component is  
19 expressed under the transcriptional control of the promoter having restricted expression.

1                   17 (previously presented): The method of claim 16 wherein the DNA preventing  
2 transcriptional control is flanked by lox sites and the recombinase is Cre.

1                   18 (currently amended): A method of producing mouse tissue or specialized  
2 cells comprising a detectable indicator associated with a target gene having expression in the  
3 same cell or tissue type as a promoter having restricted expression in a mouse, which comprises:

4                   (i)       transforming a mouse ES cell with a first DNA construct encoding a first  
5 indicator component under the control of ~~[[a]] said promoter having restricted expression in a~~  
6 ~~mouse~~;

7                   (ii)       transforming the cell of (i) or a descendent of the cell by integrating into  
8 the cell's genome, a second DNA construct comprising DNA encoding a second indicator  
9 component not operably linked to a transcription control element;

10                  (iii)       producing tissue or specialized cells from the cell of (ii); and

11                  (iv)       selecting tissue or specialized cells of (iii) by the presence of a detectable  
12 indicator resulting from both the first and second indicator components.

1                   19 (currently amended): A method of producing a mouse comprising a  
2 detectable indicator associated with a target gene having expression in the same cell or tissue  
3 type as a promoter having restricted expression in a mouse, which comprises:

4                   (i)       transforming a mouse ES cell by integrating into the cell's genome, a first  
5 DNA construct encoding a first indicator component under the control of ~~[[a]] said promoter~~  
6 ~~having restricted expression~~;

7                   (ii)       transforming the cell of (i) or a descendent of the cell by integrating into  
8 the cell's genome, a second DNA construct comprising DNA encoding a second indicator  
9 component not operably linked to a transcription control element;

10                  (iii)       selecting transformed cells of (ii);

11                  (iv)       introducing selected cells of (iii) into a mouse host embryo;

12                  (v)       implanting the host embryo of (iv) into a pseudopregnant mouse;

- 13                   (vi)     maintaining the mouse of (v) while offspring develops to term from the  
14 host embryo; and  
15                   (vii)    selecting offspring of (vi) by the presence of a detectable indicator  
16 resulting from both the first and second indicator components in tissue or specialized cells of the  
17 offspring.